

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

WAYNE E. PULLINS, *et al.*, :
Plaintiffs, : Case No. 3:08cv00118
vs. : District Judge Thomas M. Rose
JOHN PALMERO, : Magistrate Judge Sharon L. Ovington
Defendant. :

DECISION AND ENTRY

The Court has conducted a de novo review of the Report and Recommendations of United States Magistrate Judge Sharon L. Ovington (Doc. #22), to whom this case was originally referred pursuant to 28 U.S.C. §636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, hereby **ADOPTS** said Report and Recommendations.

It is therefore **ORDERED** that:

1. The Report and Recommendations filed on April 3, 2009 (Doc. #22) is **ADOPTED** in full;
2. Defendant's Motion To Transfer Under 28 U.S.C. §1404(a) (Doc. #15) is **GRANTED**;

3. The Clerk of Court is DIRECTED to transfer this case to the United States District Court for the Southern District of New York, White Plains Division; and
4. This case is TERMINATED on the docket of this Court.

April 21, 2009

***S/THOMAS M. ROSE**

Thomas M. Rose
United States District Judge